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7 **UNITED STATES DISTRICT COURT**
8 **CENTRAL DISTRICT OF CALIFORNIA**
9 **WESTERN DIVISION**
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11 ARCHIE PERDUE,
12 Plaintiff,

13 v.

14 EVERTH BERCIAN,
15 Defendants,
16

No. EDCV 08-1266-ODW (AGR)

JUDGMENT

17 Pursuant to the order adopting the magistrate judge's report and
18 recommendation,

19 IT IS ADJUDGED that this action is dismissed without prejudice for failure to
20 prosecute.

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22 DATED: August 28, 2009

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24 _____
25 OTIS D. WRIGHT II
26 UNITED STATES DISTRICT JUDGE
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